

**No. 15**  
**STATE OF MICHIGAN**  
**JOURNAL**  
**OF THE**  
**House of Representatives**  
**94th Legislature**  
**REGULAR SESSION OF 2008**

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House Chamber, Lansing, Tuesday, February 19, 2008.

1:30 p.m.

The House was called to order by the Speaker Pro Tempore.

The roll was called by the Clerk of the House of Representatives, who announced that a quorum was present.

Accavitti—present	Dillon—present	Lahti—present	Pearce—present
Acciavatti—present	Donigan—present	LaJoy—present	Polidori—present
Agema—present	Ebli—present	Law, David—present	Proos—present
Amos—present	Elsenheimer—present	Law, Kathleen—present	Robertson—present
Angerer—present	Emmons—present	LeBlanc—present	Rocca—present
Ball—present	Espinoza—present	Leland—present	Sak—present
Bauer—present	Farrah—present	Lemmons—present	Schuitmaker—present
Bennett—present	Gaffney—present	Lindberg—present	Scott—present
Bieda—present	Garfield—present	Marleau—present	Shaffer—present
Booher—present	Gillard—present	Mayes—present	Sheen—present
Brandenburg—present	Gonzales—present	McDowell—present	Sheltrown—present
Brown—present	Green—present	Meadows—present	Simpson—present
Byrnes—present	Griffin—present	Meekhof—present	Smith, Alma—present
Byrum—present	Hammel—present	Meisner—present	Smith, Virgil—present
Calley—present	Hammon—present	Melton—present	Spade—present
Casperson—present	Hansen—present	Meltzer—present	Stahl—present
Caswell—present	Hildenbrand—present	Miller—present	Stakoe—present
Caul—present	Hood—present	Moolenaar—present	Steil—present
Cheeks—present	Hoogendyk—present	Moore—present	Tobocman—present
Clack—present	Hopgood—present	Moss—present	Vagnozzi—present
Clemente—present	Horn—present	Nitz—present	Valentine—present
Condino—present	Huizenga—present	Nofs—present	Walker—present
Constan—present	Hune—present	Opsommer—present	Ward—excused
Corriveau—present	Jackson—present	Palmer—present	Warren—present
Coulouris—present	Johnson—present	Palsrok—present	Wenke—present
Cushingberry—present	Jones, Rick—present	Pastor—present	Wojno—present
Dean—present	Jones, Robert—present	Pavlov—present	Young—present
DeRoche—present	Knollenberg—present		

Rep. Phillip J. Pavlov, from the 81st District, offered the following invocation:

“Almighty and ever-faithful Lord, gratefully acknowledging Your mercy and humbly admitting our need, we pledge our trust in You and each other.

Filled with desire, we respond to Your call for discipleship by shaping our lives in imitation of Christ. We profess that the call requires us to be stewards of Your gifts. As stewards, we receive Your gifts gratefully, cherish and tend them in a responsible manner, share them in practice and love with others, and return them with increase to the Lord.

We pledge to our ongoing formation as stewards and our responsibility to call others to that same endeavor. Almighty and ever-faithful God, it is our fervent hope and prayer that You who have begun this good work in us will bring it to fulfillment in Jesus Christ, our Lord. Amen.”

Rep. Booher moved that Rep. Ward be excused temporarily from today’s session.  
The motion prevailed.

### Second Reading of Bills

#### House Bill No. 4773, entitled

A bill to provide for remedies and prescribe civil sanctions against a person who presents a false or fraudulent claim to obtain money, property, or services from this state; to prescribe the powers and duties of certain state officers and agencies; and to prohibit retaliation against a person who pursues a remedy under this act.

Was read a second time, and the question being on the adoption of the proposed substitute (H-2) previously recommended by the Committee on Government Operations,

The substitute (H-2) was adopted, a majority of the members serving voting therefor.

Rep. Constan moved to amend the bill as follows:

1. Amend page 2, line 26, after “act” by striking out “and” and inserting a comma.
2. Amend page 2, line 27, after “and” by striking out the balance of the line through “to” on line 1 of page 3 and inserting “a civil penalty of not less than \$5,000.00 and not more than”.

The motion prevailed and the amendments were adopted, a majority of the members serving voting therefor.

Rep. Polidori moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Tobocman moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### House Bill No. 4773, entitled

A bill to provide for remedies and prescribe civil sanctions against a person who presents a false or fraudulent claim to obtain money, property, or services from this state; to prescribe the powers and duties of certain state officers and agencies; and to prohibit retaliation against a person who pursues a remedy under this act.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

#### Roll Call No. 62

#### Yeas—107

Accavitti  
Acciavatti  
Agema  
Amos  
Angerer

Dillon  
Donigan  
Ebli  
Elsenheimer  
Emmons

Knollenberg  
Lahti  
LaJoy  
Law, David  
Law, Kathleen

Pavlov  
Pearce  
Polidori  
Proos  
Robertson

Ball	Espinoza	LeBlanc	Rocca
Bauer	Farrah	Leland	Sak
Bennett	Gaffney	Lemmons	Schuitmaker
Bieda	Garfield	Lindberg	Scott
Booher	Gillard	Marleau	Shaffer
Brandenburg	Gonzales	Mayes	Sheen
Brown	Green	McDowell	Sheltrown
Byrnes	Griffin	Meadows	Simpson
Byrum	Hammel	Meekhof	Smith, Alma
Calley	Hammon	Meisner	Smith, Virgil
Casperson	Hansen	Melton	Spade
Caul	Hildenbrand	Meltzer	Stahl
Cheeks	Hood	Miller	Stakoe
Clack	Hoogendyk	Moolenaar	Tobocman
Clemente	Hopgood	Moore	Vagnozzi
Condino	Horn	Moss	Valentine
Constan	Huizenga	Nitz	Walker
Corriveau	Hune	Nofs	Warren
Coulouris	Jackson	Opsommer	Wenke
Cushingberry	Johnson	Palmer	Wojno
Dean	Jones, Rick	Palsrok	Young
DeRoche	Jones, Robert	Pastor	

### Nays—2

Caswell

Steil

In The Chair: Sak

The question being on agreeing to the title of the bill,

Rep. Tobocman moved to amend the title to read as follows:

A bill to provide for remedies and prescribe civil sanctions against a person who presents a false or fraudulent claim to obtain money, property, or services from this state; to prescribe the powers and duties of certain state and local governmental officers and agencies; and to prohibit retaliation against a person who pursues a remedy under this act.

The motion prevailed.

The House agreed to the title as amended.

Rep. Tobocman moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Reps. Ball, Bieda, Donigan, Kathleen Law, Meadows and Sak were named co-sponsors of the bill.

### Second Reading of Bills

#### House Bill No. 4092, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 520m (MCL 750.520m), as amended by 2003 PA 100.

Was read a second time, and the question being on the adoption of the proposed amendments previously recommended by the Committee on Judiciary (for amendments, see House Journal No. 13, p. 191),

The amendments were adopted, a majority of the members serving voting therefor.

Rep. Condino moved to amend the bill as follows:

1. Amend page 5, following line 24, by inserting:

“Enacting section 1. This amendatory act takes effect October 1, 2008.”.

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Vagnozzi moved that the bill be placed on the order of Third Reading of Bills.  
 The motion prevailed.  
 Rep. Tobocman moved that the bill be placed on its immediate passage.  
 The motion prevailed, a majority of the members serving voting therefor.

Rep. Tobocman moved that Rep. Wojno be excused temporarily from today's session.  
 The motion prevailed.

By unanimous consent the House returned to the order of  
**Third Reading of Bills**

**House Bill No. 4092, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 520m (MCL 750.520m), as amended by 2003 PA 100.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 63**

**Yeas—104**

Accavitti	Dean	Jones, Rick	Palsrok
Acciavatti	DeRoche	Jones, Robert	Pastor
Agema	Dillon	Knollenberg	Pavlov
Amos	Donigan	Lahti	Pearce
Angerer	Ebli	LaJoy	Polidori
Ball	Emmons	Law, David	Proos
Bauer	Espinoza	Law, Kathleen	Robertson
Bennett	Farrah	LeBlanc	Rocca
Bieda	Gaffney	Leland	Sak
Booher	Garfield	Lemmons	Schuitmaker
Brandenburg	Gillard	Lindberg	Shaffer
Brown	Gonzales	Marleau	Sheen
Byrnes	Green	Mayes	Sheltrown
Byrum	Griffin	McDowell	Simpson
Calley	Hammel	Meadows	Smith, Alma
Casperson	Hammon	Meekhof	Smith, Virgil
Caswell	Hansen	Meisner	Spade
Caul	Hildenbrand	Melton	Stahl
Cheeks	Hood	Meltzer	Stakoe
Clack	Hoogendyk	Moolenaar	Steil
Clemente	Hopgood	Moore	Vagnozzi
Condino	Horn	Moss	Valentine
Constan	Huizenga	Nitz	Walker
Corriveau	Hune	Nofs	Warren
Coulouris	Jackson	Opsommer	Wenke
Cushingberry	Johnson	Palmer	Young

**Nays—4**

Elsenheimer

Miller

Scott

Tobocman

In The Chair: Sak

The House agreed to the title of the bill.

Rep. Tobocman moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Reps. Ball, Bieda, Coulouris, Espinoza, Hammel, Hammon, Hopgood, Horn, Jackson, Johnson, Rick Jones, Robert Jones, David Law, Kathleen Law, Leland, Meadows, Melton, Palsrok, Polidori, Sak, Schuitmaker, Sheltroun, Spade, Steil and Valentine were named co-sponsors of the bill.

Rep. Miller, having reserved the right to explain his protest against the passage of the bill, made the following statement:  
“Mr. Speaker and members of the House:

While admittedly DNA evidence can be an important tool for law enforcement, I remain unconvinced that the evidence will not be retained after an individual is exonerated or that it will not be passed along to be included in broader DNA collection efforts at the national level before records are cleared at the state level. Additionally, the bill as written provides for collection of DNA material upon accusation and I feel that, until convicted, an individual should retain the right to make decisions about sampling of his or her DNA material. Perhaps the ‘genie has already been let out of the bottle’ with regard to the warehousing and cataloguing of DNA material, but I cannot in good conscience support this proposal at this time. BRING THE TROOPS HOME NOW.”

#### **Senate Bill No. 826, entitled**

A bill to amend 1987 PA 173, entitled “Mortgage brokers, lenders, and servicers licensing act,” by amending section 33 (MCL 445.1683).

(The bill was passed, vote reconsidered and bill postponed temporarily on February 13, see House Journal No. 13, p. 190.)

The question being on the passage of the bill,

The bill was then passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

#### **Roll Call No. 64**

#### **Yeas—107**

Accavitti	DeRoche	Knollenberg	Pavlov
Acciavatti	Dillon	Lahti	Pearce
Agema	Donigan	LaJoy	Polidori
Amos	Ebli	Law, David	Proos
Angerer	Elsenheimer	Law, Kathleen	Robertson
Ball	Emmons	LeBlanc	Rocca
Bauer	Espinoza	Leland	Sak
Bennett	Farrah	Lemmons	Schuitmaker
Bieda	Gaffney	Lindberg	Scott
Booher	Gillard	Marleau	Shaffer
Brandenburg	Gonzales	Mayes	Sheen
Brown	Green	McDowell	Sheltroun
Byrnes	Griffin	Meadows	Simpson
Byrum	Hammel	Meekhof	Smith, Alma
Calley	Hammon	Meisner	Smith, Virgil
Casperson	Hansen	Melton	Spade
Caswell	Hildenbrand	Meltzer	Stahl
Caul	Hood	Miller	Stakoe
Cheeks	Hoogendyk	Moolenaar	Steil
Clack	Hopgood	Moore	Tobocman
Clemente	Horn	Moss	Vagnozzi
Condino	Huizenga	Nitz	Valentine
Constan	Hune	Nofs	Walker
Corriveau	Jackson	Opsommer	Warren
Coulouris	Johnson	Palmer	Wenke
Cushingberry	Jones, Rick	Palsrok	Young
Dean	Jones, Robert	Pastor	

**Nays—1**

Garfield

In The Chair: Sak

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to define and regulate mortgage brokers, mortgage lenders, and mortgage servicers; to prescribe the powers and duties of the financial institutions bureau and certain public officers and agencies; to provide for the promulgation of rules; and to provide remedies and penalties,”

The House agreed to the full title.

**Senate Bill No. 827, entitled**

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 14h of chapter XVII (MCL 777.14h), as amended by 2006 PA 594.

(The bill was passed, vote reconsidered and bill postponed temporarily on February 13, see House Journal No. 13, p. 190.)

The question being on the passage of the bill,

The bill was then passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 65****Yeas—105**

Accavitti	DeRoche	Jones, Robert	Pastor
Acciavatti	Dillon	Knollenberg	Pavlov
Agema	Donigan	Lahti	Pearce
Amos	Ebli	LaJoy	Polidori
Angerer	Elsenheimer	Law, David	Proos
Ball	Emmons	Law, Kathleen	Robertson
Bauer	Espinoza	LeBlanc	Sak
Bennett	Farrah	Leland	Schuitmaker
Bieda	Gaffney	Lemmons	Scott
Booher	Gillard	Lindberg	Shaffer
Brandenburg	Gonzales	Marleau	Sheen
Brown	Green	Mayes	Sheltrown
Byrnes	Griffin	McDowell	Simpson
Byrum	Hammel	Meadows	Smith, Alma
Calley	Hammon	Meekhof	Smith, Virgil
Casperson	Hansen	Meisner	Spade
Caswell	Hildenbrand	Melton	Stahl
Caul	Hood	Miller	Stakoe
Cheeks	Hoogendyk	Moolenaar	Steil
Clack	Hopgood	Moore	Tobocman
Clemente	Horn	Moss	Vagnozzi
Condino	Huizenga	Nitz	Valentine
Constan	Hune	Nofs	Walker
Corriveau	Jackson	Opsommer	Warren
Coulouris	Johnson	Palmer	Wenke
Cushingberry	Jones, Rick	Palsrok	Young
Dean			

**Nays—3**

Garfield

Meltzer

Rocca

In The Chair: Sak

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act.”

The House agreed to the full title.

By unanimous consent the House returned to the order of

### **Motions and Resolutions**

Reps. Hammon, Accavitti, Angerer, Bauer, Bieda, Booher, Brown, Condino, Constan, Dean, Ebli, Emmons, Espinoza, Griffin, Hansen, Hopgood, Horn, Huizenga, Rick Jones, Lahti, LeBlanc, Leland, Lemmons, Meekhof, Meisner, Miller, Moss, Pearce, Polidori, Proos, Sak, Shaffer, Sheltrown, Simpson, Stakoe, Steil, Tobocman, Vagnozzi, Valentine, Wojno, Cheeks, Green, Ball, Brandenburg, Calley, Clack, Cushingberry, Donigan, Gonzales, Robert Jones, Marleau, Meadows, Nitz, Palmer, Pastor and Rocca offered the following resolution:

#### **House Resolution No. 275.**

A resolution commemorating the 63rd anniversary of the Battle of Iwo Jima.

Whereas, We honor those men and women who fought bravely for the continued freedom of the citizens in the United States of America during World War II and specifically in the month of February 1945, when members of the United States Marine Corps invaded the island of Iwo Jima with the intent to capture the strategic airfields located there; and

Whereas, On February 19, 1945, the landing at Iwo Jima marked the first American attack on the Japanese home islands, which manifested in some of the fiercest fighting the Pacific Theater underwent; and

Whereas, In the 233 year long history of the United States Marine Corps, there has been no other battle where the American casualties exceeded that of the enemy. Of the 70,000 Marines involved in the invasion, the Allied Forces suffered 27,909 casualties and 6,825 men and women were killed in action; and

Whereas, Admiral Nimitz's memory of what took place at the Battle of Iwo Jima best expresses the valor and patriotism these 70,000 Marines demonstrated in the face of tenacious odds, Iwo Jima was memorialized as "...a place where uncommon valor was a common virtue..."; and

Whereas, It is fitting that on this 63rd anniversary of the landing at Iwo Jima, we should honor all Americans and residents of the state of Michigan who served their country for their commitment to the values that all Americans hold in highest esteem; and

Whereas, The United States, including the state of Michigan, is currently combating terrorism around the world and this effort is highly dependent on the global reach and combined presence the United States Forces depicts; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body commemorate the 63rd anniversary of the Battle of Iwo Jima. We express our profound and everlasting gratitude to those American men and women who answered the call of duty on February 19, 1945, and to all others who served in World War II to protect America and the rest of the world against the rising tide of facism. We also support all those who continue to answer the call of duty and those who currently serve their state and nation on behalf of all American citizens.

Pending the reference of the resolution to a committee,

Rep. Tobocman moved that Rule 71 be suspended and the resolution be considered at this time.

The motion prevailed, 3/5 of the members present voting therefor.

The question being on the adoption of the resolution,

The resolution was adopted.



Reps. Meisner, Vagnozzi, Brown, Hildenbrand, Meekhof, Marleau, Moss, Knollenberg, Palmer, Pearce, Amos, David Law, LaJoy, Hansen, Calley, Proos, Bauer, Byrnes, Huizenga, Miller, Bieda, Gonzales, Corriveau, Hopgood, Kathleen Law, Condino, Accavitti, Booher, Caul, Constan, Ebli, Espinoza, Griffin, Hammon, Horn, Rick Jones, Lahti, LeBlanc, Leland, Lemmons, Polidori, Sak, Shaffer, Sheltroun, Simpson, Steil, Tobocman, Valentine, Wojno, Cheeks, Green, Spade, Ball, Brandenburg, Clack, Cushingberry, Donigan, Hammel, Robert Jones, Meadows and Pastor offered the following resolution:

**House Resolution No. 276.**

A resolution to encourage Michigan's public schools to participate in Junior Achievement programs.

Whereas, Junior Achievement is a not-for-profit organization that fosters partnerships between business and educators and uses hands-on curriculum to help young people understand the economics of life; and

Whereas, Junior Achievement's purpose is to inspire and prepare young people to succeed in a global economy; and

Whereas, Since Junior Achievement's creation in 1919, the program has reached more than 79 million students. It is devoted to its mission of ensuring that every child in America has a fundamental understanding of financial literacy and the free enterprise system; and

Whereas, Junior Achievement is designed to be taught in the classroom by business, parent, and community volunteers. Classroom volunteers make economic concepts relevant, fuel the entrepreneurial spirit, and challenge students to excel; and

Whereas, Junior Achievement has been primarily funded by the private sector of businesses, individuals, and foundations. A declining economy has limited Junior Achievement's ability to provide service that meets the demand for programs in Michigan. With local and state government support, Junior Achievement would be able to expand its delivery of curriculum to adequately prepare Michigan's young people for a global economy, while advancing an important policy objective of the state; and

Whereas, Junior Achievement brings volunteers into the classrooms to lead exciting, hands-on activities in grades K-12. These activities show students the relevance of education to the workplace and help prepare them for secondary school and lifelong learning. Concepts and skills taught at each program level build on those learned in preceding grades; and

Whereas, Junior Achievement programs focus on developing and preparing young people for issues they will encounter in the economic and employment environment. Students are taught to use economics, business, and financial literacy to prepare for and improve their quality of life; now, therefore, be it

Resolved by the Michigan House of Representatives, That we encourage Michigan's public schools to participate in Junior Achievement Programs and thus encourage the development of entrepreneurial curricula; and be it further

Resolved, That copies of this resolution be transmitted to the Superintendent of Public Instruction and the State Board of Education.

The resolution was referred to the Committee on Commerce.

Reps. Opsommer, Steil, Sheen, Nitz, Garfield, Sheltroun, Stakoe, Rick Jones, Simpson, Stahl, Emmons, Huizenga, Moolenaar, Booher, Miller, Moore, Ball, Agema, Brown, Caul, Hammon, Hansen, Horn, Lahti, LeBlanc, Meekhof, Moss, Pavlov, Pearce, Proos, Shaffer, Walker, Casperson, Green, Brandenburg, Calley, Cushingberry, Hammel, Marleau, Palmer, Pastor and Rocca offered the following concurrent resolution:

**House Concurrent Resolution No. 73.**

A concurrent resolution to express Michigan's support for the right to bear arms prescribed by the Second Amendment of the United States Constitution and to encourage the United States Supreme Court to rule that any infringement on this right should be subject to the highest level of constitutional scrutiny.

Whereas, The Second Amendment does not simply provide for a collective right or a right for the states to establish militias, rather, it provides for an individual right to bear arms. The primary purpose of this individual right to bear arms is to protect one's self, family, and possessions from either the private lawlessness of other persons or the tyranny of government. Secondly, this right is also meant to protect the general private uses of firearms in activities such as hunting and other sporting activities; and

Whereas, In the recent federal court case *Shelly Parker, et al. v. District of Columbia*, the United States Court of Appeals for the District of Columbia Circuit struck down a firearm ban for reasons based on the Second Amendment and explicitly ruled that this amendment protected an individual right to possess firearms for private use. The Supreme Court of the United States has agreed to hear this case and now has the opportunity to definitively assert the existence of an individual right to bear arms and to apply strict scrutiny to legislation that would infringe upon this right; and

Whereas, The Supreme Court has the opportunity not only to establish sound constitutional principles but also promote positive public policy. Studies demonstrate that firearms in the hands of law-abiding citizens deters criminals and reduces the crime rate. Firearms can also encourage recreational and sporting activities. Finally, an armed citizenry can not only serve to restrict a tyrannical government at home but also prevent invasion from abroad; now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That we express Michigan's support for the right to bear arms prescribed by the Second Amendment of the United States Constitution and to encourage the United States Supreme Court to rule that any infringement on this right should be subject to the highest level of constitutional scrutiny; and be it further



Resolved, That copies of this resolution be transmitted to the members of the United States Supreme Court, President of the United States Senate, the Speaker of the United States House of Representatives, and the members of the Michigan congressional delegation.

The concurrent resolution was referred to the Committee on Judiciary.

### **Announcement by the Clerk of Printing and Enrollment**

The Clerk announced the enrollment printing and presentation to the Governor on Thursday, February 14, for her approval of the following bill:

**Enrolled House Bill No. 4505 at 4:53 p.m.**

The Clerk announced that the following bills and joint resolution had been printed and placed upon the files of the members on Friday, February 15:

**House Bill Nos. 5734 5735 5736 5737 5738 5739 5740 5741 5742 5743 5744 5745 5746 5747**  
**5748 5749 5750 5751 5752 5753**

**House Joint Resolution PP**

**Senate Bill Nos. 1115 1116 1117 1118**

The Clerk announced that the following Senate bill had been received on Tuesday, February 19:

**Senate Bill No. 1076**

The Clerk announced that the following bill had been printed and placed upon the files of the members on Tuesday, February 19:

**Senate Bill No. 1133**

### **Reports of Standing Committees**

The Committee on Commerce, by Rep. Meisner, Chair, reported

**House Bill No. 4619, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 273.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

The bill and substitute were referred to the order of Second Reading of Bills.

### **Favorable Roll Call**

To Report Out:

Yeas: Reps. Meisner, Robert Jones, Accavitti, Byrum, Coulouris, Griffin, Simpson, Valentine, Hildenbrand, Palsrok, Stakoe, Rick Jones, Knollenberg and Meltzer

Nays: None

The Committee on Commerce, by Rep. Meisner, Chair, reported

**House Bill No. 5600, entitled**

A bill to amend 1996 PA 376, entitled "Michigan renaissance zone act," by amending section 4 (MCL 125.2684), as amended by 2006 PA 440.

With the recommendation that the substitute (H-3) be adopted and that the bill then pass.

The bill and substitute were referred to the order of Second Reading of Bills.

### **Favorable Roll Call**

To Report Out:

Yeas: Reps. Meisner, Robert Jones, Accavitti, Byrum, Coulouris, Griffin, Sheltroun, Simpson, Valentine, Hildenbrand, Palsrok, Stakoe, Rick Jones, Knollenberg and Meltzer

Nays: None

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Meisner, Chair, of the Committee on Commerce, was received and read:  
Meeting held on: Tuesday, February 19, 2008

Present: Reps. Meisner, Robert Jones, Accavitti, Byrum, Coulouris, Griffin, Sheltrown, Simpson, Valentine, Hildenbrand, Palsrok, Stakoe, Rick Jones, Knollenberg and Meltzer

Absent: Reps. Clemente, Dean, Johnson and Huizenga

Excused: Reps. Clemente, Dean, Johnson and Huizenga

The Committee on Ethics and Elections, by Rep. Corriveau, Chair, reported

**House Bill No. 4774, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 509v and 509w (MCL 168.509v and 168.509w), as added by 1994 PA 441.

With the recommendation that the following amendment be adopted and that the bill then pass.

1. Amend page 3, following line 16, by inserting:

"Enacting section 1. This amendatory act does not take effect unless House Bill No. 5739 of the 94th Legislature is enacted into law."

The bill and amendment were referred to the order of Second Reading of Bills.

## Favorable Roll Call

To Report Out:

Yeas: Reps. Corriveau, Clemente, Donigan, Hammon, Warren, Pearce and Wenke

Nays: None

The Committee on Ethics and Elections, by Rep. Corriveau, Chair, reported

**House Bill No. 5739, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 509t (MCL 168.509t), as amended by 2004 PA 92.

With the recommendation that the following amendments be adopted and that the bill then pass.

1. Amend page 2, line 14, after "IF" by striking out the comma through "ELECTION," on line 15.
2. Amend page 3, following line 4, by inserting:

"Enacting section 1. This amendatory act does not take effect unless House Bill No. 4774 of the 94th Legislature is enacted into law."

The bill and amendments were referred to the order of Second Reading of Bills.

## Favorable Roll Call

To Report Out:

Yeas: Reps. Corriveau, Clemente, Donigan, Hammon, Warren, Pearce and Wenke

Nays: None

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Corriveau, Chair, of the Committee on Ethics and Elections, was received and read:

Meeting held on: Tuesday, February 19, 2008

Present: Reps. Corriveau, Clemente, Donigan, Hammon, Warren, Pearce and Wenke

Absent: Reps. Bieda and Ward

Excused: Reps. Bieda and Ward

The Committee on Tourism, Outdoor Recreation and Natural Resources, by Rep. Sheltrown, Chair, reported

**House Bill No. 4820, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 3112 and 3122 (MCL 324.3112 and 324.3122), section 3112 as amended by 2005 PA 33 and section 3122 as added by 2004 PA 90.

With the recommendation that the substitute (H-3) be adopted and that the bill then pass.  
The bill and substitute were referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Sheltroun, Ebli, Brown, Hammon, Lindberg, Simpson, Casperson, Walker, Stakoe and Horn  
Nays: Rep. Kathleen Law

The Committee on Tourism, Outdoor Recreation and Natural Resources, by Rep. Sheltroun, Chair, reported

**House Bill No. 5467, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," (MCL 257.1 to 257.923) by adding sections 4d, 10a, 64a, 648a, 803s, and 803t.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.  
The bill and substitute were referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Sheltroun, Ebli, Brown, Hammon, Kathleen Law, Lindberg, Simpson, Casperson, Walker, Stakoe and Horn  
Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Sheltroun, Chair, of the Committee on Tourism, Outdoor Recreation and Natural Resources, was received and read:

Meeting held on: Tuesday, February 19, 2008

Present: Reps. Sheltroun, Ebli, Brown, Hammon, Kathleen Law, Lindberg, Simpson, Casperson, Walker, Stakoe and Horn

The Committee on Senior Health, Security, and Retirement, by Rep. Robert Jones, Chair, reported

**House Bill No. 5669, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 1a of chapter IV (MCL 764.1a), as amended by 2005 PA 106.

With the recommendation that the substitute (H-2) be adopted and that the bill then pass.  
The bill and substitute were referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Robert Jones, Constan, Hopgood, Lemmons, Warren, Ball, Green and Stahl  
Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Robert Jones, Chair, of the Committee on Senior Health, Security, and Retirement, was received and read:

Meeting held on: Tuesday, February 19, 2008

Present: Reps. Robert Jones, Constan, Hopgood, Lemmons, Warren, Ball, Green, Sheen and Stahl

**COMMITTEE ATTENDANCE REPORT**

The following report, submitted by Rep. Melton, Chair, of the Committee on Education, was received and read:

Meeting held on: Tuesday, February 19, 2008

Present: Reps. Melton, Valentine, Angerer, Byrum, Clack, Corriveau, Dean, Hopgood, Lindberg, Meisner, Miller, Polidori, Scott, Moolenaar, Emmons, Hoogendyk, Pearce, Hildenbrand, Schuitmaker and Knollenberg

Absent: Reps. Brown, Steil and Opsommer

Excused: Reps. Brown, Steil and Opsommer

**Messages from the Senate****House Bill No. 4684, entitled**

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending sections 707, 801, 901, 906, 1015, and 1025 (MCL 436.1707, 436.1801, 436.1901, 436.1906, 436.2015, and 436.2025), section 906 as amended by 2000 PA 431 and section 1025 as amended by 2002 PA 725.

The Senate has substituted (S-4) the bill.

The Senate has passed the bill as substituted (S-4), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1998 PA 58, entitled "An act to create a commission for the control of the alcoholic beverage traffic within this state, and to prescribe its powers, duties, and limitations; to provide for powers and duties for certain state departments and agencies; to impose certain taxes for certain purposes; to provide for the control of the alcoholic liquor traffic within this state and to provide for the power to establish state liquor stores; to prohibit the use of certain devices for the dispensing of alcoholic vapor; to provide for the care and treatment of alcoholics; to provide for the incorporation of farmer cooperative wineries and the granting of certain rights and privileges to those cooperatives; to provide for the licensing and taxation of activities regulated under this act and the disposition of the money received under this act; to prescribe liability for retail licensees under certain circumstances and to require security for that liability; to provide procedures, defenses, and remedies regarding violations of this act; to provide for the enforcement and to prescribe penalties for violations of this act; to provide for allocation of certain funds for certain purposes; to provide for the confiscation and disposition of property seized under this act; to provide referenda under certain circumstances; and to repeal acts and parts of acts," by amending sections 707, 801, 901, 906, and 1025 (MCL 436.1707, 436.1801, 436.1901, 436.1906, and 436.2025), section 906 as amended by 2000 PA 431 and section 1025 as amended by 2002 PA 725.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

**House Bill No. 5021, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 708b (MCL 257.708b), as amended by 2004 PA 362.

The Senate has amended the bill as follows:

1. Amend page 1, line 6, after "**THE**" by inserting "**MOTOR**".

The Senate has passed the bill as amended, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

**House Bill No. 5032, entitled**

A bill to amend 2006 PA 110, entitled "Michigan zoning enabling act," by amending sections 102, 103, 202, 208, 301, 401, 407, 601, 604, 606, and 702 (MCL 125.3102, 125.3103, 125.3202, 125.3208, 125.3301, 125.3401, 125.3407, 125.3601, 125.3604, 125.3606, and 125.3702).

The Senate has substituted (S-2) the bill.

The Senate has passed the bill as substituted (S-2), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 2006 PA 110, entitled "An act to codify the laws regarding local units of government regulating the development and use of land; to provide for the adoption of zoning ordinances; to provide for the establishment in counties, townships, cities, and villages of zoning districts; to prescribe the powers and duties of certain officials; to provide for the assessment and collection of fees; to authorize the issuance of bonds and notes; to prescribe penalties and provide remedies; and to repeal acts and parts of acts," by amending sections 102, 103, 202, 208, 301, 401, 407, 501, 601, 604, 606, and 702 (MCL 125.3102, 125.3103, 125.3202, 125.3208, 125.3301, 125.3401, 125.3407, 125.3501, 125.3601, 125.3604, 125.3606, and 125.3702), section 102 as amended by 2007 PA 219.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

**Senate Bill No. 155, entitled**

A bill to amend 1927 PA 175, entitled "An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act," by amending section 15g of chapter XVII (MCL 777.15g), as amended by 2007 PA 220.

The Senate has amended the House substitute (H-1) as follows:

1. Amend page 2, following line 7, enacting section 1, after "June 1," by striking out "2009" and inserting "2008".

The Senate has concurred in the House substitute (H-1) as amended, ordered that the bill be given immediate effect and agreed to the title as amended.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

**Senate Bill No. 1076, entitled**

A bill to amend 1975 PA 197, entitled "An act to provide for the establishment of a downtown development authority; to prescribe its powers and duties; to correct and prevent deterioration in business districts; to encourage historic preservation; to authorize the acquisition and disposal of interests in real and personal property; to authorize the creation and implementation of development plans in the districts; to promote the economic growth of the districts; to create a board; to prescribe its powers and duties; to authorize the levy and collection of taxes; to authorize the issuance of bonds and other evidences of indebtedness; to authorize the use of tax increment financing; to reimburse downtown development authorities for certain losses of tax increment revenues; and to prescribe the powers and duties of certain state officials," by amending section 1 (MCL 125.1651), as amended by 2006 PA 659.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on New Economy and Quality of Life.

**Messages from the Governor**

The following message from the Governor was received February 15, 2008 and read:

**EXECUTIVE ORDER  
No. 2008 – 3****AMENDMENT OF EXECUTIVE ORDER 2003-2**

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;

WHEREAS, it is appropriate to amend the provisions of Executive Order 2003-2 to more completely recognize the constitutional role and responsibilities of the Civil Service Commission;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order that Section II(f) of Executive Order 2003-2 is amended to read as follows:

"(f) This order is not intended to amend or modify the Michigan Campaign Finance Act or rules relating to political activity promulgated by the Civil Service Commission. This order does not apply to activities authorized by the Civil Service Commission. Nothing in this order shall be construed to diminish or limit the power of the Civil Service Commission to exercise authority granted to the Commission under Section 5 of Article XI of the Michigan Constitution of 1963."

This Order is effective upon filing.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 15th day of February, in the year of our Lord, two thousand eight.

Jennifer M. Granholm

Governor

By the Governor:

Terri L. Land

Secretary of State

The message was referred to the Clerk.

Date: February 15, 2008

Time: 8:40 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4505 (Public Act No. 7, I.E.), being**

An act to amend 1949 PA 300, entitled “An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of owners and operators of vehicles and service of process on residents and nonresidents; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to impose liability upon the state or local agencies; to provide appropriations for certain purposes; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date,” by amending sections 40b, 50a, 51a, 251b, 251d, 302, 303, 307, 310, 314, 315, 318, 511, 728, 749, 801, 814, and 819 (MCL 257.40b, 257.50a, 257.51a, 257.251b, 257.251d, 257.302, 257.303, 257.307, 257.310, 257.314, 257.315, 257.318, 257.511, 257.728, 257.749, 257.801, 257.814, and 257.819), section 40b as added by 1997 PA 100, section 50a as added and section 315 as amended by 1999 PA 118, sections 302, 303, 307, and 314 as amended by 2006 PA 298, section 310 as amended by 2005 PA 141, section 728 as amended by 1993 PA 301, section 749 as amended by 1984 PA 331, section 801 as amended by 2006 PA 562, and section 819 as amended by 1990 PA 168.

(Filed with the Secretary of State February 15, 2008, at 10:36 a.m.)

### Introduction of Bills

Reps. Hansen, Rick Jones, Meekhof, Stahl, Moss, Pastor, Brandenburg, Casperson, Brown, Walker, Steil, Opsommer, Hoogendyk, Ball, Booher, Robertson, Nofs, Elsenheimer, Schuitmaker, Green, Mayes, Meisner, Polidori, Proos, Acciavatti, Knollenberg, Agema, Huizenga, Garfield, Nitz, Pearce, Emmons, Stakoe, LeBlanc, Bieda, McDowell, David Law, Caswell, Shaffer, LaJoy, Gonzales, Espinoza, Virgil Smith, Wenke and Moolenaar introduced

#### **House Bill No. 5754, entitled**

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 224a (MCL 750.224a), as amended by 2006 PA 457.

The bill was read a first time by its title and referred to the Committee on Judiciary.

Reps. Rick Jones, Hansen, Meekhof, Stahl, Moss, Pastor, Brandenburg, Casperson, Brown, Walker, Steil, Opsommer, Hoogendyk, Booher, Ball, Robertson, Nofs, Elsenheimer, Schuitmaker, Green, Mayes, Meisner, Polidori, Proos, Acciavatti, Knollenberg, Agema, Garfield, Nitz, Pearce, LeBlanc, Huizenga, Stakoe, Emmons, Bieda, McDowell, David Law, Caswell, Shaffer, Gonzales, Espinoza, Virgil Smith, Wenke and Moolenaar introduced

#### **House Bill No. 5755, entitled**

A bill to amend 1927 PA 372, entitled “An act to regulate and license the selling, purchasing, possessing, and carrying of certain firearms and gas ejecting devices; to prohibit the buying, selling, or carrying of certain firearms and gas ejecting devices without a license or other authorization; to provide for the forfeiture of firearms under certain circumstances; to



provide for penalties and remedies; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; to prohibit certain conduct against individuals who apply for or receive a license to carry a concealed pistol; to make appropriations; to prescribe certain conditions for the appropriations; and to repeal all acts and parts of acts inconsistent with this act,” by amending sections 5f, 5k, and 5o (MCL 28.425f, 28.425k, and 28.425o), sections 5f and 5o as amended by 2002 PA 719 and section 5k as added by 2000 PA 381.

The bill was read a first time by its title and referred to the Committee on Judiciary.

Reps. Meekhof, Rick Jones, Hansen, Stahl, Moss, Pastor, Brandenburg, Casperson, Brown, Walker, Steil, Opsommer, Hoogendyk, Ball, Booher, Robertson, Nofs, Elsenheimer, Schuitmaker, Green, Mayes, Meisner, Polidori, Proos, Acciavatti, Knollenberg, Huizenga, Garfield, Nitz, Pearce, Emmons, Stakoe, LeBlanc, Bieda, McDowell, David Law, Caswell, Shaffer, LaJoy, Gonzales, Espinoza, Virgil Smith, Wenke and Moolenaar introduced

**House Bill No. 5756, entitled**

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 11b of chapter XVII (MCL 777.11b), as amended by 2005 PA 207.

The bill was read a first time by its title and referred to the Committee on Judiciary.

Rep. Corriveau introduced

**House Bill No. 5757, entitled**

A bill to amend 1977 PA 72, entitled “The medicaid false claim act,” by amending sections 7 and 12 (MCL 400.607 and 400.612), section 7 as amended by 1984 PA 333.

The bill was read a first time by its title and referred to the Committee on Judiciary.

Reps. Lemmons and Young introduced

**House Bill No. 5758, entitled**

A bill to amend 1954 PA 116, entitled “Michigan election law,” (MCL 168.1 to 168.992) by adding section 315a.

The bill was read a first time by its title and referred to the Committee on Intergovernmental, Urban and Regional Affairs.

Reps. Angerer, Sheltroun, Hammon, Lemmons, Ebli, Corriveau, Steil, Young, Marleau, Johnson, Agema, Meisner, Gillard, Green, Mayes, Stahl, Pastor, Brandenburg, Huizenga, Rick Jones, Donigan, Sheen, Caul, Moolenaar, Nofs, Melton, Accavitti, Opsommer, Hansen, Valentine, Simpson, Spade, Hammel, Coulouris, Robert Jones, Bennett, Palsrok and Espinoza introduced

**House Bill No. 5759, entitled**

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 16401 (MCL 333.16401), as amended by 2002 PA 734.

The bill was read a first time by its title and referred to the Committee on Health Policy.

Rep. Jackson introduced

**House Bill No. 5760, entitled**

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 504 (MCL 600.504), as amended by 2002 PA 715, and by adding chapter 10B.

The bill was read a first time by its title and referred to the Committee on Judiciary.

Reps. Sheen, Sheltroun, Shaffer, Hoogendyk, Stahl, Robertson, Wenke, Gaffney, Calley, Marleau, Meekhof, Stakoe, Opsommer and Dean introduced

**House Bill No. 5761, entitled**

A bill to amend 1846 RS 84, entitled “Of divorce,” by amending section 6 (MCL 552.6).

The bill was read a first time by its title and referred to the Committee on Judiciary.

Reps. Sheen, Wenke, Shaffer, Meekhof, Marleau and Stakoe introduced

**House Bill No. 5762, entitled**

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 30311 (MCL 324.30311), as added by 1995 PA 59.

The bill was read a first time by its title and referred to the Committee on Great Lakes and Environment.



Reps. Sheen, Wenke, Shaffer, Meekhof and Marleau introduced

**House Bill No. 5763, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 5508 (MCL 324.5508).

The bill was read a first time by its title and referred to the Committee on Great Lakes and Environment.

Reps. Sheen, Shaffer, Stahl, Robertson, Wenke, Calley, Meekhof, Stakoe, Opsommer and Steil introduced

**House Bill No. 5764, entitled**

A bill to amend 2002 PA 481, entitled "Special tools lien act," by amending sections 13 and 23 (MCL 570.553 and 570.563).

The bill was read a first time by its title and referred to the Committee on Commerce.

Reps. Scott, Lemmons, Virgil Smith, Jackson, Young, Johnson, Cushingberry, Leland, Polidori and Hood introduced

**House Bill No. 5765, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 402 (MCL 380.402), as amended by 2000 PA 230.

The bill was read a first time by its title and referred to the Committee on Education.

Reps. Ebli, Donigan, Brown, Gillard, Condino, Bennett, Bieda, Lemmons, Hammon, Espinoza, Mayes, Angerer, Miller, Corriveau, Alma Smith, Sheltroun, Simpson, Johnson, Jackson, Leland, Bauer, Kathleen Law, Valentine, Cushingberry, Robert Jones, Dean, Clack, Wojno, Lahti, Lindberg, McDowell, Meadows and Vagnozzi introduced

**House Bill No. 5766, entitled**

A bill to amend 1993 PA 354, entitled "Railroad code of 1993," (MCL 462.101 to 462.451) by adding section 318.

The bill was read a first time by its title and referred to the Committee on Transportation.

Reps. Condino, Alma Smith, Meisner, Polidori, Hopgood, Moss, Wojno, Byrnes, Vagnozzi and Hammon introduced

**House Bill No. 5767, entitled**

A bill to amend 1980 PA 350, entitled "The nonprofit health care corporation reform act," (MCL 550.1101 to 550.1704) by adding section 402d.

The bill was read a first time by its title and referred to the Committee on Insurance.

Reps. Young, Meadows, Sheltroun, Leland, Vagnozzi and Johnson introduced

**House Bill No. 5768, entitled**

A bill to amend 1945 PA 344, entitled "An act to authorize counties, cities, villages and townships of this state to adopt plans to prevent blight and to adopt plans for the rehabilitation of blighted areas; to authorize assistance in carrying out such plans by the acquisition of real property, the improvement of such real property and the disposal of real property in such areas; to prescribe the methods of financing the exercise of these powers; and to declare the effect of this act," by amending section 3 (MCL 125.73), as amended by 2006 PA 677.

The bill was read a first time by its title and referred to the Committee on Intergovernmental, Urban and Regional Affairs.

Rep. Mayes introduced

**House Bill No. 5769, entitled**

A bill to amend 2006 PA 272, entitled "Renewable fuels commission act," by amending sections 3 and 6 (MCL 290.583 and 290.586).

The bill was read a first time by its title and referred to the Committee on Agriculture.

Reps. Garfield, Meltzer, Sheltroun, Pearce, Nitz, Hoogendyk, Horn, Ball, Nofs, Bieda, Stahl, Rick Jones, Brandenburg, Pastor, Espinoza and Brown introduced

**House Bill No. 5770, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 80215 (MCL 324.80215), as added by 2000 PA 229.

The bill was read a first time by its title and referred to the Committee on Tourism, Outdoor Recreation and Natural Resources.

Rep. Stakoe introduced

**House Bill No. 5771, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 40501 (MCL 324.40501), as added by 1995 PA 57.

The bill was read a first time by its title and referred to the Committee on Tourism, Outdoor Recreation and Natural Resources.

Reps. Wenke, Brandenburg, Pastor, Ward, Palmer, Sheen, Acciavatti and Hoogendyk introduced

**House Bill No. 5772, entitled**

A bill to limit a public employer's portion of the cost of health insurance benefits; and to provide for exceptions.

The bill was read a first time by its title and referred to the Committee on Government Operations.

Reps. Caul, Amos, Booher, Shaffer, Hansen, Ball, Moore, Gaffney, Green, Opsommer and Emmons introduced

**House Joint Resolution QQ, entitled**

A joint resolution proposing an amendment to the state constitution of 1963, by adding section 55 to article IV, to provide for a balance of power agreement in the house of representatives.

The joint resolution was read a first time by its title and referred to the Committee on Oversight and Investigations.

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Rep. Pastor moved that the House adjourn.

The motion prevailed, the time being 5:20 p.m.

The Speaker Pro Tempore declared the House adjourned until Wednesday, February 20, at 1:30 p.m.

RICHARD J. BROWN  
Clerk of the House of Representatives

